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UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
WASHINGTON, D.C. 20460

OFFICE OF
PESTICIDES AND TOXIC SUBSTANCES

OCT 3 1989

MEMORANDUM

SUBJECT: PP#8E3688: Response to the Draft of Federal Register Notice.

FROM: W. T. Chin, Chemist, Ph.D.
Tolerance Petition Section III
Dietary Exposure Branch
Health Effects Division (H7509C)

W. T. Chin

THRU: Philip V. Errico, Section Head
Tolerance Petition Section III
Dietary Exposure Branch
Health Effects Division (H7509C)

Philip V. Errico

TO: Susan Lewis, PM #21
Herbicide-Fungicide Branch
Registration Division (H7509C)

In a conversation with Philip V. Errico, you mentioned that in the tolerance expression, the Agency attorney did not want to include the names of the countries from which commodities are imported. Therefore, the tolerance expression is modified using the term "tolerance in/on imported raw agricultural commodities" as follows:

\$180.380

- (c) A tolerance in/on imported raw agricultural commodities, as defined in §180.1(o), is established for the combined residues of the fungicide 3-(3,5-dichlorophenyl)-5-ethynyl-5-methyl-2,4-oxazolidinedione and its metabolites containing the 3,5-dichloroaniline moiety in or on the following raw agricultural commodities:

<u>Commodities</u>	<u>Part Per Million</u>
Cucumbers	1.0
Tomatoes	3.0

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This new term tolerance in/on imported raw agricultural commodities is defined below and should be added to Code of Federal Regulations as 40 CFR 180.1(o):

The term "tolerance in/on imported raw agricultural commodities" means a tolerance established for a raw agricultural commodity imported from foreign countries from which residue data are available to support the tolerance. Individual tolerances in/on imported raw agricultural commodities are designated in separate subsections in 40 CFR 180.101 through 180.999, as appropriate. For imported processed commodities derived from these raw agricultural commodities, appropriate food and/or feed additive tolerances are established in sections 185.100 through 185.999 and 186.100 through 186.999 as necessary, respectively. For a given raw agricultural commodity, additional residue data may be needed if the pesticide use on the raw agricultural commodity is expanded to other countries. Interested parties seeking to expand the geographical use area should contact the appropriate EPA product manager concerning additional residue data requirements.

cc: Circu., RF, W.T.Chin, PP#8H3688, R.D.Schmitt, PMDS/ISB, Reviewer's aid file

RDI: P.V.Errico(9/27/89):R.Loranger(9/28/89)

H7509C: DEB: CM2: RM812:557-4352: W.T.Chin,wc(9/28/89)